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Date: January 28, 2005

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Client Matter#: 23298-6001 (IPT-060.01)

From: Theresa C. Kavanaugh

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**Message**

Re: U.S. Patent Application Serial No. 08/790,043

Filed: January 28, 1997

Inventor: David Payne et al.

Title: *Polynucleotide Encoding the Enoylacyl Carrier Protein Reductase of  
Staphylococcus Aureus, Fab I (as amended)*

Our Ref.: IPT-060.01 (23298-6001)

Transmitted herewith are the following documents:

Response to Notice of Non-Compliant Amendment (7 pages); and  
This fax cover sheet.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: David Payne et al.	Group Art Unit: 1632
Serial No.: 08/790,043	Examiner: Scott D. Priebe
Filing Date: January 28, 1997	Attorney Docket No.: IPT-060.01
For: <i>Polynucleotide encoding the Enoylacyl Carrier Protein Reductase of Staphylococcus Aureus, Fab I (as amended)</i>	RECEIVED CENTRAL FAX CENTER JAN 27 2005

**CERTIFICATE OF MAILING/TRANSMISSION**

I hereby certify that the correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 28, 2005.

*Patricia Henderson*  
Patricia Henderson

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Dear Examiner Priebe:

In response to the Notice of Non-Compliant Amendment issued January 12, 2005, in the above-identified patent application, Applicants respectfully submit the following claim amendment. In addition, Applicants submit a duplicate of the response filed December 22, 2004. If any fees are due, the Commissioner is hereby authorized to charge them to Deposit Account Number 06-1448, Reference IPT-060.01.